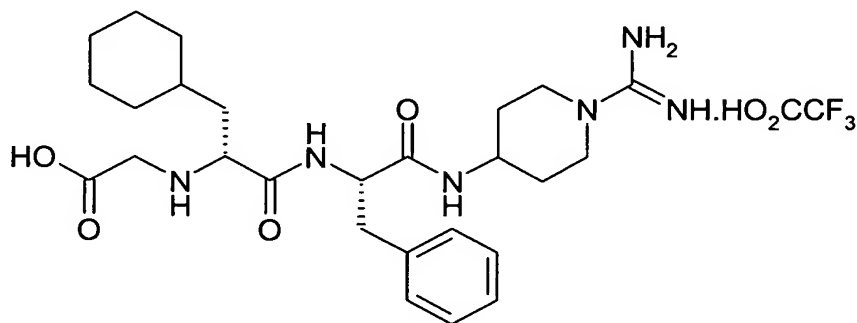


(2'S,2''R)-4-(2'-(2''-(Carboxymethylamino)-3''-cyclohexylpropanoylamino)-3'-phenylpropanoylamino)piperidine-1-carboxamidinium trifluoroacetate



Applicant understands that once the elected species is determined to be patentable, the Examiner will examine the full scope of the elected claims.

The Restriction Requirement is based on an alleged lack of novelty the compounds recited in claim 1. In particular, the Restriction Requirement cited Griesbacher (November 2002) for teaching the compound labeled FE999026. Applicant respectfully points out that the cited reference is not prior art to the instant application, which was filed March 4, 2003 with a priority claim to March 8, 2002, which is several months prior to the publication of Greisbacher. As further evidence on this point, Applicant submits herewith a copy of the Table of Contents of the November 2002, issue of the British Journal of Pharmacology, listing the Greisbacher article.

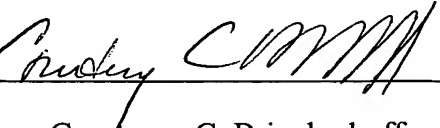
Because all of the pending claims share a common special technical feature, the Restriction Requirement is improper and should be withdrawn.

Should there be any questions regarding this submission, or should any issues remain, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,

Date May 7, 2008

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Customer Number: 22428
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Facsimile: (202) 672-5399

By 

Courtenay C. Brinckerhoff
Attorney for Applicant
Registration No. 37,288

The Commissioner is hereby authorized to charge any additional fees, which may be required regarding this application under 37 CFR §§ 1.16-1.17, and to credit any overpayment to Deposit Account No. 19-0741. Should no proper payment accompany this response, then the Commissioner is authorized to charge the unpaid amount to the same deposit account. If any extension is needed for timely acceptance of submitted papers, Applicants hereby petition for such extension under 37 CFR §1.136 and authorize payment of the related fee(s) from the deposit account.



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